

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**AZETIDINECARBOXAMIDE DERIVATIVES FOR TREATING CNS DISORDERS**

**(Attorney Docket No. 040283/0182)**

the specification of which (check one)

\_\_\_\_\_ is attached hereto.

XX was filed on January 22, 1999 as United States Application Number or PCT International Application Number PCT/GB99/00223 and was amended on \_\_\_\_\_ (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?
9801499.6	Great Britain	23 January 1998	Yes	
9824458.5	Great Britain	06 November 1998	Yes	

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number

I HEREBY APPOINT the following registered attorneys and agents of the law firm of FOLEY & LARDNER to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith:

STEPHEN A. BENT	Reg. No. 29,768
DAVID A. BLUMENTHAL	Reg. No. 26,257
BETH A. BURROUS	Reg. No. 35,087
ALAN I. CANTOR	Reg. No. 28,163
WILLIAM T. ELLIS	Reg. No. 26,874
JOHN J. FELDHAUS	Reg. No. 28,822
PATRICIA D. GRANADOS	Reg. No. 33,683

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JOHN P. ISACSON	Reg. No. 33,715
MICHAEL D. KAMINSKI	Reg. No. 32,904
LYLE K. KIMMS	Reg. No. 34,079
KENNETH E. KROSIN	Reg. No. 25,735
JOHNNY A. KUMAR	Reg. No. 34,649
GLENN LAW	Reg. No. 34,371
PETER G. MACK	Reg. No. 26,001
BRIAN J. MC NAMARA	Reg. No. 32,789
SYBIL MELOY	Reg. No. 22,749
RICHARD C. PEET	Reg. No. 35,792
GEORGE E. QUILLIN	Reg. No. 32,782
COLIN G. SANDERCOCK	Reg. No. 31,288
BERNHARD D. SAXE	Reg. No. 28,665
CHARLES F. SCHILL	Reg. No. 27,590
RICHARD L. SCHWAAB	Reg. No. 25,479
ARTHUR SCHWARTZ	Reg. No. 22,115
HAROLD C. WEGNER	Reg. No. 25,258

and I request that all correspondence be directed to:

Bernhard D. Saxe  
FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-6109

Telephone: (202) 672-5427  
 Facsimile: (202) 672-5399

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1-00

Name of first inventor	David Reginald ADAMS
Residence	Wokingham, United Kingdom
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Inventor's signature	<i>David Adams</i>
Date	12/08/00

Name of second inventor

2-00  
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Inventor's signature

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Date

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Name of third inventor

3-00  
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Inventor's signature

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Name of fourth inventor

4-00  
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Inventor's signature

I. A. Cliffe

Date

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Name of fifth inventor

5-00  
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J. E. P. Davidson

Date

18/8/00

Name of sixth inventor

6-00  
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Inventor's signature

H. Mansell

Date

18 Aug 2000

Atty. Dkt. No. 040283/0182

Name of seventh inventor

Residence

Citizenship

Post Office Address

Inventor's signature

Date

7-10  
Nathaniel Julius MONCK

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Great Britain

Oakdene Court, 613 Reading Road, Winnersh,  
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18th August 2000

Name of eighth inventor

Residence

Citizenship

Post Office Address

Assignee's  
Inventor's signature

Date

Robin Gerald SHEPHERD (deceased)

Berkshire, United Kingdom

Great Britain

c/o Joy Miriam Shepherd, 37 Duke Street, Windsor  
Berkshire, United Kingdom SL4 1SH

Name

Title

Page 5 of 5

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Fax: 01483787863

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 040283/0182

In re patent application of

Adams, et al.

Serial No. 09/600,631

Filed: July 20, 2000

Group Art Unit:

Examiner: Unassigned

For: AZETINOCARBOXAMIDE DERIVATIVES FOR TREATING CNS DISORDERS

DECLARATION UNDER 37 CFR 5.147Commissioner for Patents  
Washington, D.C. 20231I, RICHARD ROBINSKI, hereby declare that:


1. I am an officer of Vernalis Research Ltd., the company assigned the rights of the captioned patent application.
2. As an officer of Vernalis Research Ltd., I have personally been involved in the captioned patent application, and I have personal knowledge of the facts attested to this declaration under 37 C.F.R. 1.47.
3. As an officer of Vernalis Research, Ltd., I have personal knowledge of the employment agreement between Dr. Robin Shepherd and Cerebrus <sup>Pharmaceuticals</sup> Research Ltd., which later changed its name to Vernalis Research, Ltd. RR
4. According to the agreement, Dr. Shepherd was obligated to assign all of his <sup>Pharmaceuticals</sup> rights in the invention claimed in the captioned patent application to Cerebrus Research, Ltd., now Vernalis Research, Ltd. RR

5. Dr. Shepherd has since died, and his wife, Mrs. Joy Shepherd, is his personal representative. Mrs. Shepherd, therefore, has a legal duty to fulfill the contractual obligations of her late husband.

6. Diligent efforts have been made to urge Mrs. Shepherd to sign the declaration for the captioned patent application on behalf of her late husband. However, Mrs. Shepherd has refused to provide the necessary signature because of an unrelated dispute with Vernalis Research Ltd.

6. I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

By:

  
[Name] RICHARD ROBINSKY  
[Title] DIRECTOR

Date: 12th February 2001

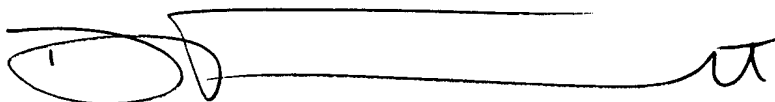
I, **DAVID NOEL LLOYD FAWCETT**, Notary Public of the City of London and elsewhere in England, by Royal Authority, duly admitted and sworn, practising in the said City,

**DO HEREBY CERTIFY AND ATTEST:**

**THAT** the hereunto annexed copy Grant of Letters of Administration bears the genuine impressed Seal of the Family Division of the High of Justice of England and Wales;

**THEREFORE FULL FAITH** should be given to the said said copy Grant.

**IN TESTIMONY WHEREOF** I have hereunto set my hand and affixed my Seal of Office in the City of London aforesaid, this seventh day of August in the year Two thousand and one.



**DAVID NOEL LLOYD FAWCETT**  
Notary Public of London, England  
My Commission Expires With Life.





# In the High Court of Justice

The District Probate Registry at WINCHESTER

BE IT KNOWN that GERALD ROBIN SHEPHERD otherwise ROBIN GERALD SHEPHERD  
of 37 Duke Street Windsor Berkshire

died on the 17th day of April 19 96  
domiciled in England and Wales

intestate

AND BE IT FURTHER KNOWN that at the date hereunder written Letters of Administration of all  
the estate which by law devolves to and vests in the personal  
representative of the said intestate were granted by the High Court of Justice at the said Registry  
to JOY MIRIAM SHEPHERD of 37 Duke Street aforesaid

It is hereby certified that it appears from information supplied on the application for this grant that the gross value  
of the said estate in the United Kingdom

~~gross value~~ amounts to £ 614224.70

~~gross value~~ amounts to £ 576843.85

and that the net value of such estate

Dated the 31st day of October 19 96

*[Signature]*

District Registrar/Probate Officer

Admon.

Extracted by Francis Alexander Broomhall Chambers London Road  
Sunningdale Berkshire

DR6  
DMB

**APOSTILLE**

(Hague Convention of 5 October 1961 / Convention de La Haye du 5 octobre 1961)

1. Country: United Kingdom of Great Britain and Northern Ireland  
Pays: Royaume-Uni de Grande-Bretagne et d'Irlande du Nord

This public document / Le présent acte public

2. Has been signed by **DNL Fawcett**  
a été signé par
3. Acting in the capacity of **Notary Public**  
agissant en qualité de
4. Bears the seal/stamp of **The Said Notary Public**  
est revêtu du sceau/timbre de

Certified/Attesté

5. at London/à Londres
6. the/le **07 August 2001**
7. by Her Majesty's Principal Secretary of State for Foreign and Commonwealth Affairs /  
par le Secrétaire d'Etat Principal de Sa Majesté aux Affaires Etrangères et du Commonwealth.
8. Number/sous No **G926034**

9. Stamp:  
timbre:

10. Signature: **B. J. Clark**



B. J. Clark

*For the Secretary of State / Pour le Secrétaire d'Etat*